

KOLESAR & LEATHAM
400 S. Rampart Boulevard, Suite 400
Las Vegas, Nevada 89145
TEL: (702) 362-7800 / FAX: (702) 362-9477

1 MATTHEW T. DUSHOFF, ESQ.
Nevada Bar No. 004975
2 JORDAN D. WOLFF, ESQ.
Nevada Bar No. 14968
3 KOLESAR & LEATHAM
4 400 South Rampart Boulevard, Suite 400
Las Vegas, Nevada 89145
Telephone: (702) 362-7800
5 Facsimile: (702) 362-9472
E-Mail: mdushoff@klnevada.com
jwolff@klnevada.com

7 Attorneys for Plaintiffs/Counterdefendants
Sherif W. Abdou, M.D. and Amir S. Bacchus,
8 M.D.

7 Attorneys for Plaintiffs/Counterdefendants
Sherif W. Abdou, M.D. and Amir S. Bacchus,
8 M.D.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

12 SHERIF W. ABDOU, M.D. and AMIR S.
BACCHUS, M.D.,

CASE NO. 2:16-cv-02597-APG-CWH

Plaintiffs,

**STIPULATION AND ORDER TO
DISMISS THE CASE WITH
PREJUDICE**

15 DAVITA INC., HEALTHCARE PARTNERS
16 HOLDINGS, LLC, and HEALTHCARE
PARTNERS, LLC,

Defendants.

DAVITA INC., HEALTHCARE PARTNERS
HOLDINGS, LLC, and HEALTHCARE
PARTNERS LLC

Counterclaimants

21
22 VS.
SHERIE W. ABDOU, M.D. and AMIR S.

24 Counterdefendants

P3 HEALTH GROUP HOLDINGS, LLC,

Intervenor.

1 **STIPULATION AND ORDER TO DISMISS THE CASE WITH PREJUDICE**

2 Pursuant to FRCP 41(a)(2) and LR 7-1, IT IS HEREBY STIPULATED AND AGREED
3 by and between Plaintiffs/Counterdefendants Sherif W. Abdou, M.D. and Amir S. Bacchus,
4 M.D. ("Abdou/Bacchus"), Defendants/ Counterclaimants DaVita Inc. ("DaVita"), DaVita
5 Medical Holdings, LLC, f/k/a HealthCare Partners Holdings, LLC ("HCP Holdings"), and
6 DaVita Medical Management, LLC, f/k/a HealthCare Partners, LLC ("HCP") (collectively, the
7 "DaVita Parties"), and P3 Health Group Holdings, LLC (which the court has allowed to
8 intervene on a limited basis) (collectively, the "Parties"), through their undersigned counsel, as
9 follows:

10 1. The Parties agree to an immediate dismissal, with prejudice, of the above-
11 captioned matter;

12 2. The Parties also agree that the November 17, 2017 Order Granting the
13 Preliminary Injunction (ECF 92) be lifted and extinguished and is no longer enforceable;

14 3. The Parties to bear their own costs and attorneys' fees.

15 DATED this 17 day of June, 2019.

16 KOLESAR & LEATHAM

17 By:

18 MATTHEW T. DESHOFF, ESQ.
Nevada Bar No. 4975
19 JORDAN D. WOLFF, ESQ.
Nevada Bar No. 14968
20 400 South Rampart Blvd., Suite 400
Las Vegas, Nevada 89145

21 *Attorneys for Plaintiffs Sherif W. Abdou,
M.D. and Amir S. Bacchus, M.D.*

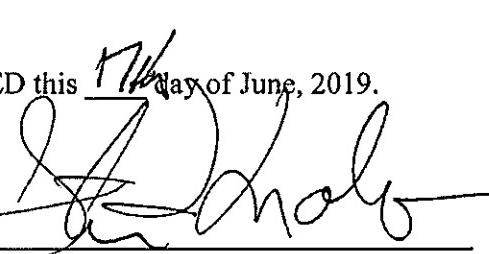
22 DATED this 17th day of June, 2019.

23 BAILEY ♦ KENNEDY

24 By: *John R. Bailey*
JOHN R. BAILEY
Nevada Bar No. 0137
JOSHUA M. DICKEY
Nevada Bar No. 6621
PAUL C. WILLIAMS
Nevada Bar No. 12524
ANDREA M. CHAMPION
Nevada Bar No. 13461
8984 Spanish Ridge Avenue
Las Vegas, Nevada 89148-1302

25 *Attorneys for Defendants/Counterclaimants
DaVita Inc.; DaVita Medical Holdings,
LLC; and DaVita Medical Management,
LLC*

KOLESAR & LEATHAM
400 S. Rampart Boulevard, Suite 400
Las Vegas, Nevada 89145
TEL: (702) 362-7800 / FAX: (702) 362-9472

1 DATED this 17th day of June, 2019.
2
3
4 By: 

5 Steven F. Molo, Esq.
6 Jessica Ortiz, Esq.
7 Caleb Hayes-Deats, Esq.
8 Jordan Rice, Esq.
9 MoloLamken, LLP
10 430 Park Avenue
11 New York, NY 10022
Attorneys for Intervenor
12 P3 HEALTH GROUP HOLDINGS, LLC
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

IT IS SO ORDERED:

The Motion to Dismiss, with prejudice, is GRANTED.

IT IS FURTHER ORDERED:

That the Preliminary Injunction entered on November 17, 2017 (ECF 92) is lifted and extinguished and is no longer enforceable.

IT IS FURTHER ORDERED:

That the Parties will bear their own costs and attorneys' fees.

UNITED STATES DISTRICT JUDGE

Dated: June 28, 2019.

Respectfully Submitted by:

KOLESAR & LEATHAM

By:

MATTHEW T. DUSHOFF, ESC

Nevada Bar. No. 4975

JORDAN D. WOLFF, Eso.

Nevada Bar No. 14968

400 South Rampart Blvd., Suite 400

Las Vegas, Nevada 89145

Telephone: (702) 362-7800

Facsimile: (702) 362-9472

mdushoff@klnevada.com

jwolff@klnevada.com

Attorneys for Plaintiffs Sherif W. Abdou, M.D. and Amir S. Bacchus, M.D.